



Attorney Docket No.: PATENT
JAG-00113

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James A. Gavney, Jr. *et al.*

Serial No.: 10/692,837

Filed: October 24, 2003

For: **ORAL-CARE DEVICE AND
SYSTEM**

) Group Art Unit:

) Examiner:

) **INFORMATION DISCLOSURE**
) **STATEMENT**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citations listed below, copies attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicant has become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No. Des. 326,019;
- U.S. Patent No. Des. 402,116;
- U.S. Patent No. Des. 403,510;
- U.S. Patent No. Des. 422,143;
- U.S. Patent No. Des. 424,808;
- U.S. Patent No. Des. 425,306;
- U.S. Patent No. 34,109
- U.S. Patent No. 116,030;
- U.S. Patent No. 218,431;
- U.S. Patent No. 290,515;
- U.S. Patent No. 305,735;
- U.S. Patent No. 411,910;



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- U.S. Patent No. 620,151;
- U.S. Patent No. 742,639;
- U.S. Patent No. 907,842;
- U.S. Patent No. 915,251;
- U.S. Patent No. 1,006,630;
- U.S. Patent No. 1,123,139;
- U.S. Patent No. 1,142,698;
- U.S. Patent No. 1,188,823;
- U.S. Patent No. 1,191,556;
- U.S. Patent No. 1,268,544;
- U.S. Patent No. 1,297,272;
- U.S. Patent No. 1,405,279;
- U.S. Patent No. 1,526,267;
- U.S. Patent No. 1,578,074;
- U.S. Patent No. 1,598,224;
- U.S. Patent No. 1,705,249;
- U.S. Patent No. 1,852,480;
- U.S. Patent No. 1,868,893;
- U.S. Patent No. 1,910,414;
- U.S. Patent No. 1,924,152;
- U.S. Patent No. 1,965,009;
- U.S. Patent No. 2,059,914;
- U.S. Patent No. 2,088,839;
- U.S. Patent No. 2,117,174;
- U.S. Patent No. 2,139,245;
- U.S. Patent No. 2,154,846;
- U.S. Patent No. 2,219,753;
- U.S. Patent No. 2,226,145;
- U.S. Patent No. 2,244,699;
- U.S. Patent No. 2,279,355;
- U.S. Patent No. 2,312,828;
- U.S. Patent No. 2,334,796;
- U.S. Patent No. 2,443,461;



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- U.S. Patent No. 2,516,491;
- U.S. Patent No. 2,534,086;
- U.S. Patent No. 2,545,814;
- U.S. Patent No. 2,637,870;
- U.S. Patent No. 2,702,914;
- U.S. Patent No. 2,757,668;
- U.S. Patent No. 3,103,027;
- U.S. Patent No. 3,110,052;
- U.S. Patent No. 3,133,546;
- U.S. Patent No. 3,181,193;
- U.S. Patent No. 3,230,562;
- U.S. Patent No. 3,261,354;
- U.S. Patent No. 3,359,588;
- U.S. Patent No. 3,491,396;
- U.S. Patent No. 3,553,759;
- U.S. Patent No. 3,641,610;
- U.S. Patent No. 3,939,522;
- U.S. Patent No. 3,969,783;
- U.S. Patent No. 3,977,084;
- U.S. Patent No. 3,992,747;
- U.S. Patent No. 4,115,893;
- U.S. Patent No. 4,128,910;
- U.S. Patent No. 4,167,794;
- U.S. Patent No. 4,277,862;
- U.S. Patent No. 4,428,091;
- U.S. Patent No. 4,573,920;
- U.S. Patent No. 4,858,416;
- U.S. Patent No. 4,610,043;
- U.S. Patent No. 4,691,405;
- U.S. Patent No. 4,763,380;
- U.S. Patent No. 4,812,070;
- U.S. Patent No. 4,827,551;
- U.S. Patent No. 4,866,806;



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- U.S. Patent No. 5,005,246;
- U.S. Patent No. 5,032,082;
- U.S. Patent No. 5,040,260;
- U.S. Patent No. 5,211,494;
- U.S. Patent No. 5,226,197;
- U.S. Patent No. 5,249,327;
- U.S. Patent No. 5,283,921;
- U.S. Patent No. 5,335,389;
- U.S. Patent No. 5,341,537;
- U.S. Patent No. 5,491,863;
- U.S. Patent No. 5,528,793;
- U.S. Patent No. 5,535,474;
- U.S. Patent No. 5,584,690;
- U.S. Patent No. 5,604,951;
- U.S. Patent No. 5,628,082;
- U.S. Patent No. 5,669,097;
- U.S. Patent No. 5,711,759;
- U.S. Patent No. 5,735,011;
- U.S. Patent No. 5,799,353;
- U.S. Patent No. 5,802,656;
- U.S. Patent No. 5,806,127;
- U.S. Patent No. 5,810,856;
- U.S. Patent No. 5,896,614;
- U.S. Patent No. 5,930,860;
- U.S. Patent No. 5,966,771;
- U.S. Patent No. 5,970,564;
- U.S. Patent No. 5,980,542;
- U.S. Patent No. 5,991,959;
- U.S. Patent No. 6,021,541;
- U.S. Patent No. 6,032,322;
- U.S. Patent No. 6,041,467;
- U.S. Patent No. 6,044,514;
- U.S. Patent No. 6,065,890;



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U.S. Patent No. 6,067,684;

- U.S. Patent No. 6,077,360;
- U.S. Patent No. 6,099,309;
- U.S. Patent No. 6,108,854;
- U.S. Patent No. 6,115,871;
- U.S. Patent No. 6,126,533;
- U.S. Patent No. 6,151,745;
- U.S. Patent No. 6,151,746;
- U.S. Patent No. 6,168,434 B1;
- U.S. Patent No. 6,182,323 B1;
- U.S. Patent No. 6,182,365 B1;
- U.S. Patent No. 6,190,367 B1;
- U.S. Patent No. 6,219,874 B1;
- U.S. Patent No. 6,240,590 B1;
- U.S. Patent No. 6,245,032 B1;
- U.S. Patent No. 6,254,390 B1;
- U.S. Patent No. 6,272,713 B1;
- U.S. Patent No. 6,276,021 B1;
- U.S. Patent No. 6,299,508 B1;
- U.S. Patent No. 6,311,360 B1;
- U.S. Patent No. 6,319,332 B1;
- U.S. Patent No. 6,446,295 B1;
- U.S. Patent No. 6,463,619 B2;
- U.S. Patent No. 6,510,575 B2;
- U.S. Patent No. 6,513,182 B1;
- U.S. Patent No. 6,571,417 B1;
- U.S. Patent No. 2001/0039689 A1;
- U.S. Patent No. 2002/0124337 A1;
- U.S. Patent No. 2003/0033680 A1;
- U.S. Patent No. 2003/0033682 A1;
- U.S. Patent No. 2003/0196283 A1;
- German Publication No. DE 199 57 639 A1;



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Attorney Docket No.: JAG-00113

- German Publication No. DE 298 16 488 U1;
German Publication No. DE 31 14 507 A1;
● French Publication No. 2 636 818;
● French Publication No. 2 793 136;
● British Publication No. 2 040 161 A;
● PCT Publication No. WO 96/20654;
● PCT Publication No. WO 96/28994;
● PCT Publication No. WO 98/22000;
● PCT Publication No. WO 98/18364;
● PCT Publication No. WO 01/01817 A1; and
● PCT Publication No. WO 01/21036 A1.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 1/12/2004

By: 

James A. Gavney
Reg. No.: 45,687

Attorney for Applicant

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 1-12-04 By: 

FORM PTO-144 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: JAG-00113		Serial No.: 10/692,837	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (37 CFR § 1.98(b))				Applicant: James A. Gavney, Jr.		Filing Date: October 24, 2004	
U.S. PATENT DOCUMENTS				Group Art Unit:			

Examiner Initials	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date	
	AA	Des. 326,019	05/12/92	Spangler Anthony G. et al.	D4	118	09/23/87
	AB	Des. 402,116	12/08/98	Magloff et al.	D4	104	09/29/97
	AC	Des. 403,510	01/05/99	Menke et al.	D4	104	09/29/97
	AD	Des. 422,143	04/04/00	Beals et al.	D4	104	01/25/99
	AE	Des. 424,808	05/16/00	Beals et al.	D4	104	01/25/99
	AF	Des. 425,306	05/23/00	Beals et al.	D4	104	01/25/99
	AG	34,109	01/07/62	Fenshaw & Jaques	15	188	
	AH	116,030	06/20/71	William Devines			
	AI	218,431	08/12/79	J. S. Dunham			05/02/79
	AJ	290,515	05/17/28	Edith Voltz et al.			11/14/27
	AK	305,735	02/14/29	Florence A. Leeson et al.			11/21/27
	AL	411,910	10/01/89	H. E. Van Horne			03/20/88
	AM	620,151	03/21/49	Emsa-Works et al.			05/22/46
	AN	742,639	10/27/03	Harry E. Harlan			11/03/02
	AO	907,842	12/29/08	G. H. Meuzies			03/25/08
	AP	915,251	03/16/09	J. Vanderslice			03/21/06
	AQ	1,006,630	10/24/11	W. H. Clarke			11/02/09
	AR	1,123,139	02/09/15	J. P. Hoffman			10/31/13
	AS	1,142,698	06/08/15	E.W. Grove et al.			04/09/14
	AT	1,188,823	06/27/16	T. R. Plank			03/22/16
	AU	1,191,556	07/18/16	P. W. Blake			08/31/15
	AV	1,268,544	06/04/18	L. N. Cates			12/18/16
	AW	1,297,272	03/11/19	L. B. Strang et al.			12/01/17
	AX	1,405,279	01/31/22	W. M. Cassedy			12/04/20
	AY	1,526,267	02/10/25	Morland M. Dessau			09/03/24
	AZ	1,578,074	03/23/26	J. Chandler			07/28/25
	BA	1,598,224	08/31/26	R. H. Van Sant			05/23/25
	BB	1,705,249	03/12/29	George A. Henry			02/25/28
	BC	1,852,480	04/05/32	K. Ruetz			02/27/31
	BD	1,868,893	07/26/32	R. B. Gentle			08/20/28
	BE	1,910,414	05/23/33	I. Varga			05/02/31
	BF	1,924,152	08/29/33	D. M. Coney et al.	15	167	11/02/31
	BG	1,965,009	07/03/34	R. G. Stevens	15	188	03/13/33
	BH	2,059,914	11/03/36	G. S. Rosenberg	15	110	07/18/35
	BI	2,088,839	08/03/37	D. M. Coney et al.	15	188	05/27/36

Examiner:	Date Considered:
EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

FORM PTO-1449
(Modified)U.S. Department of Commerce
Patent and Trademark Office

Attorney Docket No.: JAG-00113

Serial No.: 10/692,837

INFORMATION STATEMENT BY APPLICANT
(Use Several Sheets If Necessary)

Applicant: James A. Gavney, Jr.

(37 CFR § 1.98(b))

Filing Date: October 24, 2004

Group Art Unit:

U.S. PATENT DOCUMENTS

Examiner Initials		Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	BJ	2,117,174	05/10/38	J. M. Jones	15	110	11/13/36
	BK	2,139,245	12/06/38	F. H. Ogden	128	62	01/25/37
	BL	2,154,846	04/18/39	G. H. Heymann et al.	128	62	04/08/38
	BM	2,219,753	10/29/40	T. W. Seguin	15	188	05/21/38
	BN	2,226,145	12/24/40	C. L. Smith	15	29	01/17/38
	BO	2,244,699	06/10/41	T. A. Hosey	15	188	01/03/39
	BP	2,279,355	04/14/42	H. L. Wilensky	15	110	03/28/40
	BQ	2,312,828	03/02/43	E. G. Adamsson	15	167	11/30/40
	BR	2,334,796	11/23/43	S. Steinmetz et al.	15	121	02/06/41
	BS	2,443,461	06/15/48	G. A. Kempster	15	188	08/01/46
	BT	2,516,491	07/25/50	H. A. Swastek	15	188	10/08/45
	BU	2,534,086	12/12/50	P. S. Vosbikian et al.	15	245	01/13/48
	BV	2,545,814	03/20/51	G. A. Kempster	15	188	09/15/45
	BW	2,637,870	05/12/53	M. H. Cohen	15	188	01/11/49
	BX	2,702,914	03/01/55	L. O. Kittle et al.	15	114	11/04/50
	BY	2,757,668	08/07/56	O. E. Meyer-Saladin	128	173.1	02/02/53
	BZ	3,103,027	09/10/63	M. A. Birch	15	110	11/30/60
	CA	3,110,052	11/12/63	H. B. Whitman	15	117	05/08/61
	CB	3,133,546	05/19/64	E. Dent	132	120	05/24/61
	CC	3,181,193	05/04/65	W. H. Nobles et al.	15	114	01/16/62
	CD	3,230,562	01/25/66	M. A. Birch	15	110	07/19/63
	CE	3,261,354	07/19/66	H. Shpuntoff	128	173	04/04/63
	CF	3,359,588	12/26/67	P. Kobler	15	110	12/14/64
	CG	3,491,396	01/27/70	J. M. Eannarino et al.	15	104.94	01/12/66
	CH	3,553,759	01/12/71	C. M. Kramer et al.	15	110	09/24/68
	CI	3,641,610	02/15/72	Lewis, Jr.	15	114	02/11/70
	CJ	3,939,522	02/24/76	Shimizu	15	244 R	07/22/74
	CK	3,969,783	07/20/76	Shipman	15	250.04	06/04/75
	CL	3,977,084	08/31/76	Sloan	32	59	08/26/74
	CM	3,992,747	11/23/76	Hufton	15	321	08/09/75
	CN	4,115,893	09/26/78	Nakata et al.	15	110	05/04/77
	CO	4,128,910	12/12/78	Nakata et al.	15	110	05/04/77
	CP	4,167,794	09/18/79	Pomeroy	15	188	04/26/78
	CQ	4,277,862	07/14/81	Weideman	15	110	11/28/79
	CR	4,428,091	01/31/84	Janssen	15	167 A	12/14/81
	CS	4,573,920	03/04/86	d'Argembeau	433	141	04/19/84

Examiner:

Date Considered:

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-144 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: JAG-00113	Serial No.: 10/692,837	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (37 CFR § 1.98(h))				Applicant: James A. Gavney, Jr.		
				Filing Date: October 24, 2004	Group Art Unit:	
U.S. PATENT DOCUMENTS						
Examiner Initials	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	CT	4,585,416	DeNiro et al.	433	140	04/19/84
	CU	4,610,043	Vezjak	15	111	07/17/85
	CV	4,691,405	Reed	15	201	07/29/85
	CW	4,763,380	Sandvick	15	160	09/16/87
	CX	4,812,070	Marty	401	289	05/21/87
	CY	4,827,551	Maser et al.	15	24	03/21/88
	CZ	4,866,806	Bedford	15	104.94	05/25/88
	DA	5,005,246	Yen-Hui	15	111	09/18/89
	DB	5,032,082	Herrera	433	141	12/20/89
	DC	5,040,260	Michaels	15	137.1	03/16/89
	DD	5,211,494	Bajjnath	401	28	06/04/91
	DE	5,226,197	Nack et al.	15	111	09/14/92
	DF	5,249,327	Hing	15	104.94	08/26/92
	DG	5,283,921	Ng	15	22.1	05/21/92
	DH	5,335,389	Curtis et al.	15	167.1	03/29/90
	DI	5,341,537	Curtis et al.	15	167.1	06/03/92
	DJ	5,491,863	Dunn	15	106	11/04/94
	DK	5,528,793	Schbot	15	245	07/10/95
	DL	5,535,474	Salazar	15	100	03/23/95
	DM	5,584,690	Maassarani	433	125	10/12/95
	DN	5,604,951	Shipp	15	167.1	12/30/94
	DO	5,628,082	Moskovich	15	110	03/22/95
	DP	5,669,097	Klinkhammer	15	167.1	06/05/95
	DQ	5,711,759	Smith et al.	601	139	04/26/94
	DR	5,735,011	Asher	15	167.1	11/19/96
	DS	5,799,353	Oishi et al.	15	167.1	11/27/96
	DT	5,802,656	Dawson et al.	15	110	11/27/96
	DU	5,806,127	Samoil et al.	15	104.94	06/10/96
	DV	5,810,856	Tveras	606	161	08/29/96
	DW	5,896,614	Flewitt	15	167.1	11/15/95
	DX	5,930,860	Shipp	15	110	03/27/96
	DY	5,966,771	Stroud	15	117	02/12/96
	DZ	5,970,564	Inns et al.	15	201	09/23/97
	EA	5,980,542	Saldivar	606	161	01/23/99
	EB	5,991,959	Raven et al.	15	201	02/17/98
Examiner:				Date Considered:		
EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						

FORM PTO-1449
(Modified)U.S. Department of Commerce
Patent and Trademark Office

Attorney Docket No.: JAG-00113

Serial No.: 10/692,837

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Applicant: James A. Gavney, Jr.

(37 CFR § 1.98(b))

Filing Date: October 24, 2004

Group Art Unit:

U.S. PATENT DOCUMENTS

Examiner Initials		Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	EC	6,021,541	02/08/00	Mori et al.	15	167.1	06/05/97
	ED	6,032,322	03/07/00	Forsline	15	245.1	08/06/96
	EF	6,041,467	03/28/00	Roberts et al.	15	167.1	07/03/97
	EG	6,044,514	04/04/00	Kaneda et al.	15	167.1	05/08/97
	EH	6,065,890	05/23/00	Weitz	401	146	08/10/98
	EI	6,067,684	05/30/00	Kweon	15	167.1	06/17/97
	EJ	6,077,360	06/20/00	Takashima	134	6	03/26/99
	EK	6,099,309	08/08/00	Cardarelli	433	125	11/02/99
	EL	6,108,854	08/29/00	Dingert	15	188	12/22/98
	EM	6,115,871	09/12/00	Royer	15	167.2	05/04/98
	EN	6,126,533	10/03/00	Johnson et al.	451	527	10/17/97
	EO	6,151,745	11/28/00	Roberts et al.	15	167.1	07/12/99
	EP	6,151,746	11/28/00	Lewis, Jr.	15	187	07/02/98
	EQ	6,168,434 B1	01/02/01	Bohm-Van Diggelen	433	141	01/18/98
	ER	6,182,323 B1	02/06/01	Bahten	12	230.16	11/16/98
	ES	6,182,365 B1	02/06/01	Tseng et al.	30	34.2	08/05/97
	ET	6,190,367 B1	02/20/01	Hall	604	290	09/22/99
	EU	6,219,874 B1	04/24/01	van Gelder et al.	15	167.1	07/12/95
	EV	6,240,590 B1	06/05/01	Nesbit	15	210.1	09/24/99
	EW	6,245,032 B1	06/12/01	Sauer et al.	601	162	10/27/97
	EX	6,254,390 B1	07/03/01	Wagner	433	216	01/10/00
	EY	6,272,713 B1	08/14/01	Lotwin	15	104.061	11/23/99
	EZ	6,276,021 B1	08/21/01	Hohlbein	15	167.1	10/08/99
	FA	6,299,508 B1	10/09/01	Gagliardi et al.	451	28	08/08/98
	FB	6,311,360 B1	11/06/01	Lanvers	15	191.1	12/18/98
	FC	6,319,332 B1	11/20/01	Gavney, Jr. et al.	134	6	06/11/99
	FD	6,446,295 B1	09/10/02	Calabrese	15	28	06/26/00
	FE	6,463,619 B2	10/15/02	Gavney, Jr.	15	117	07/17/01
	FF	6,510,575 B2	01/28/03	Calabrese	15	22.1	03/05/01
	FG	6,513,182 B1	02/04/03	Calabrese et al.	15	110	09/18/00
	FH	6,571,417 B	05/03/03	Gavney Jr. et al.	15	117	06/05/02
	FI	2001/0039689 A1	11/15/01	Gavney, Jr.	15	117	07/17/01
	FJ	2002/0124337 A1	09/12/02	Calabrese et al.	15	110	05/06/02
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